

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 597 – SB 1068

March 3, 2013

SUMMARY OF ORIGINAL BILL: Requires a parent who is spending intervals of time with a child and wants to relocate more than 30 miles from the other parent within the state to notify the other parent of the intended relocation.

CORRECTED FISCAL IMPACT OF ORIGINAL BILL:

Increase State Revenue – Not Significant
Increase State Expenditures – Not Significant

Increase Local Revenue – Not Significant
Increase Local Expenditures – Not Significant

SUMMARY OF AMENDMENT (003942): Requires notification for an intended relocation of more than 50 miles from the other parent within the state instead of 30 miles.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

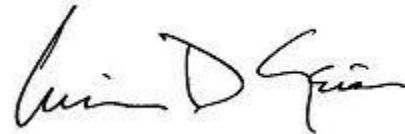
- Current law requires a parent who is spending intervals of time with a child who wants to relocate more than 100 miles from the other parent within the state to notify the other parent of the intended relocation at the other parent's last known address by registered or certified mail.
- Pursuant to Tenn. Code Ann. § 36-6-108, if the parents cannot agree to a change in the visitation schedule or if the relocating parent seeks to move with the child and the other parent files a petition in opposition, then the court will determine whether or not to alter visitation or permit the relocation.
- According to the Administrative Office of the Courts, statistics relative to petitions filed pursuant to the 100 mile notification requirement are not collected. Some parents will not file petitions because they choose not to amend the parenting plan or will

reach agreement on how to amend the parenting plan particularly when the relocation will not be significantly more than the 50 mile threshold.

- A small increase in filings in the court system, which will result in additional state and local government expenditures for processing the filings and additional state and local government revenue from fees, taxes, and costs collected. These expenditures and revenue are estimated to be not significant.
- According to the Department of Children's Services and the Department of Human Services, the bill will not affect operational or regulatory responsibilities of the departments. The fiscal impact on the departments will be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read 'Lucian D. Geise', written in a cursive style.

Lucian D. Geise, Executive Director

/ehu